

MORE OF THAT WILL

Sensational Evidence Regarding the Brown Family.

THE AUDIENCE FORGETS ITSELF

Spectators Burst Into Applause and the Court Lays Down the Law to the Offenders.

On no day in the history of the Brown will contest has so much interest been shown as yesterday. Not an inch of available space remained in the room proper. Many people brought chairs from home with them and others raided the neighboring law offices. Inside of the legal arena there was a throng of ladies—all sympathizers of Mrs. Hayden. Mrs. Haines sat all alone. It was almost impossible for the court to maintain order, so high at times did the excitement run.

The first witness put on the stand was Mrs. Florence Howe, who was recalled. She at one time heard Margaretta remark that Alice Hayden was a "high flyer," fond of dress and averse to work. When Mrs. Brown died the witness heard Margaretta tell her father that Alice did not feel sorry, and that all the grief she did express was put on for effect. She heard Mr. Brown say that the piano was purchased for Alice, but that she would never get it. The witness also heard that Margaretta would countermand them. The witness talked with Mrs. Haines regarding the will and the reason for Alice being present in the house, during which she said that Alice was staying at the house, pretending she was sick, for the sole purpose of influencing her father to change his will, but that the will was made and could not be altered, that Mrs. Haines, knew what the contents were and that Mrs. Hayden was left out in the cold. The witness heard Mr. Brown say that Margaretta was his heir and that Alice was only pretending to be sick. During Mr. Dunham's

Applause in the Court. Cross-examination of Mrs. Howe there was intense excitement in the court room, the spectators at one time breaking out in wild applause. The witness was asked for order. Mr. Russell rose and said that if there were any further demonstrations he would ask the court to clear the room. Judge Dittol told the excited audience that any outburst of a similar nature would result in the dismissal from the room of those applauding. Mr. Dunham went into the final detail of Mrs. Howe's life at the time when she entered the Brown household as housekeeper.

The witness was questioned closely regarding her conduct and what she had observed about the house. At various times she had observed Mrs. Haines peeking through keyholes and listening to what was being said in other rooms. Mr. Dunham—"Did you not, in the middle of the night, arise from your bed, enter Mr. Brown's room, find in four nightgowns, sit on the side of his bed and tell him you would like to be an old man's darling?"

Mrs. Howe—"I did not. I never did tell him that in my life."

"Then you were in his room in your nightgown, were you?"

"Yes, sir; I was, but—"

"And you say that you never told him you would like to be an old man's darling?"

"No, sir; I never told him that in my life."

Mr. Dunham started off on another tack, but the witness did not intend to go on record without explaining how she happened to be in Mr. Brown's room in her night dress. The court granted her the privilege of telling, and she said she was compelled to get up at night and put wet clothes on the old man's head and be his eyes, that he was blind, could not tell whether she had on a dress or not, and that this had occurred so often that she did not take the trouble to put on her dress as there was no one to see her. Mr. Brown would also call her up at night and make her search the house, thinking there were strange men in the house. The witness was then interrogated as to her movements after leaving Mr. Brown's house. She said she was employed by Mrs. Douglas, and sold hair goods in different towns in the state, naming among others Big Rapids.

Witness Grows Indignant.

Mr. Dunham—"While at Big Rapids did you not at one time tell Mr. and Mrs. Howe, of that place, that the reason you left Mr. Brown's house was because Mrs. Haines was afraid you would pull the old man's leg?"

Mrs. Howe—"No, sir; I never used such language."

"Did you not meet Mr. and Mrs. Foag there?"

"I did, but never said any such thing."

"As late as yesterday, in your room in the Houseman block, did you not tell Mrs. Emsley that you left Mr. Brown's house because Mr. Brown was a love with you and Mrs. Haines did not like it?"

"I said the woman who did the washing for Mr. Brown said that."

Mrs. Emeline Cross, wife of Mr. Brown's brother, testified. She is an aged lady and it was necessary to support her as she entered the room. She became acquainted with Mr. and Mrs. Brown before they were married in New York state, then she lived in Ohio when the Browns resided there and after removed to Paris township, this county and state. She was an occasional caller at Mr. Brown's farm before he removed to Grand Rapids. At this time he always treated his family pleasantly and kindly, especially his wife and daughter Alice. When Mrs. Brown was sick, prior to her death, the witness was at the house. She tried to induce the old man to enter his wife's room when she was dying, but he would not do so. The witness corroborated the testimony of other witnesses in regard to what took place about the time of Mrs. Brown's death and the subsequent sickness of Mrs. Hayden, the abrupt and unkind actions of Mr. Brown and the watchfulness of Mrs. Haines over her father and others who were about the residence.

Emanuel Wilson of Caledonia, who at one time worked on a farm for Mr. Brown, saw him frequently and was occasionally at his house, said that he was in the employ of Mr. Brown four

or five years. He heard Mr. Brown talking with a man named Miller and say that he would never make a will, as the laws of the state of Michigan were good enough for him. Subsequently, between 1887 and 1888 the witness overheard Mr. Brown say that Mrs. Haines was a "snip off the old block." The other testimony of the witness was simply corroborative of that given by others.

The Old Man's Retort.

Miss Mary Russell testified that she had resided in Grand Rapids about eighteen years, and that during all of that time she lived next door to the Brown residence. She was a frequent visitor at Mr. Brown's and well acquainted with the entire family. She remembered when Alice was married and when Maud, her daughter, died. Mr. Brown's treatment of Alice and his wife was good, and the witness thought he was a most affectionate father and husband. He continued to treat his wife and daughter well. After Maud's death there was a change, and Mr. Brown began to treat his family differently, and was close in money matters. When he was asked for money he would answer short and tell the one importing him to "go to h—l." Mrs. Brown accidentally broke her arm, and the witness was sympathizing with her and telling Mr. Brown that he should treat his wife better. He did not seem to care, and the witness told him that he might break his own arm some day and want sympathy himself. He said that when he did it would be time enough to offer it. The witness expressed it as her opinion that Mr. Brown was grieved at the death of Maud, and never seemed to rally from the shock which it gave him. His mind wandered and he appeared erratic. Mrs. Haines never came to the house until Mrs. Hayden moved to Denver. Subsequent to this time Mr. Brown made many visits to Grandville to see Mrs. Haines, and when he returned he was even meaner than when he went.

Miss Lucy Bissell corroborated what her sister had sworn to, but gave nothing new. Neither were cross-examined.

William W. Thomas testified that at one time he attempted to negotiate a loan for Mr. Brown on property located at Byron Center. Mrs. Haines was present and told her father that he should loan no money on such trash, that if he could not loan his money on farms he should keep it. Mr. Brown told her that the property was worth three times the amount wanted, but she said she didn't care if it was worth ten times as much she shouldn't allow it. Mr. Brown didn't loan the money. The witness regarded Mr. Brown as competent to loan money.

Dr. Spaulding's Deposition.

On cross-examination Mr. Russell asked the witness if after that he was not mad at Mrs. Haines. He replied that he was not, that he had only seen her once since that time. Mr. Russell then wanted to know if the witness did not make the remark in the probate court when the will was first protested that "we will break the will." The witness said that he did not.

Mr. Uhl read the deposition of Dr. Erasmus Spaulding. When the deposition was taken Mr. Uhl did the questioning and Mr. Maher represented the proponent. Dr. Spaulding said, among other things, that he had resided in Grand Rapids twenty-four years, and during twenty years of that time knew Mr. Brown intimately; also knew his wife, daughter Alice and Maud. Dr. Spaulding was familiar with the circumstances surrounding Maud's death. He used to see Mr. Brown with his grand-daughter often and thought the old man was extremely affectionate toward her, and Alice, too. When Maud died Mr. Brown said he hated to lose her, that he worshipped her, and when she was taken away he had lost his all, had lost his ambition, his head troubled him and affected his eyes and he could not attend to business. The doctor said: "You have your wife and daughter left to help you through." Mr. Brown replied: "Yes, I have them, but they do not seem to fill the vacancy. I have a daughter at Grandville. She is my main dependence, and I leave everything to her. She is business, all business." The doctor was of the opinion that Mr. Brown's brain trouble led to his blindness. His mind, however, changed soon after Maud's death. Beginning with 1888, he was susceptible to influence from those in whom he placed confidence. From that time forward until his death he was flighty and erratic. He could not cling to a subject, but would continually speak about his family, showing that something was bearing upon his mind. Mr. Brown occasionally discussed business matters. The witness heard him say he was going to dispose of some of his Grand Rapids property, but that Margaretta had induced him to hang on to it. Court adjourned until this morning at 9 o'clock.

RIVAL BLACKSTONES.

Two Dusky Limbs of the Law Look Horns.

Returns have been made to the county clerk by Justice Hydrum in the following cases: Adolph Eckert vs. James McDermott, Herman Tencate vs. John W. Robbins, Gottlieb Wurst vs. George Kousser, and Christopher Kelly vs. John McDonald. The case above in which some interest centers, is that of Herman Tencate against John W. Robbins. The colored lawyer, Alexander Hamilton, Robbins' professional rival, is attorney for Tencate. The bill says that the defendant represented to him that he had a large income from a law practice, and that a case pending in the supreme court, in which he was interested, tied up a great amount of money which would be his own when the case was settled. Relying upon the statements made by Robbins, the plaintiff, who keeps a restaurant, furnished him with meals, board, eatables, etc., to the amount of \$8. The bill then alleges that the representations made by Robbins were false and were for the purpose of defrauding the plaintiff; that in fact he has no large income from his law practice, that he has no law practice, that he is no lawyer, that he never had any money tied up in a case pending in the supreme court or money tied up whatever. Damages are alleged to have been sustained to the extent of \$100.

HEARTLESS CRUELTY.

Frank Babcock Drives His Father's Horse to Death.

Frank Babcock, the young truant, is again in trouble. He was locked up at police headquarters a few days ago after having started to run away with his stepfather's horse. When he was released Tuesday morning he went straightway to his father's barn and hitching a pony to a buggy started to see the sights about the city. He did not return in the evening, but it was learned that he put the horse in Mr. Ward's barn in the First ward, where it remained over night. The boy says he slept in the engine house of Sweet's bedstead factory. The horse bore evidence of having been overdriven.

Yesterday morning he hitched the horse up again and started on another tour around the city, but he was overtaken by his stepfather on Shawmut avenue. He got into the carriage and started the weary horse homeward, and while crossing Fulton street he gave the poor animal dropped dead from fatigue. The young miscreant was locked up again at police headquarters yesterday, and the officers are in a quandary to know what to do with him.

FINED FOR AN INSULT.

David Johnson Adds to His Unsavory Record.

David A. Johnson, an old offender, was arrested yesterday by Detective Kennedy on a charge of disorderly. His offense consisted in accosting a lady on the street with an invitation to accompany him into a Canal street block. He was brought into police court yesterday afternoon and fined \$5 and \$3 costs or thirty days in the county jail. He paid the amount and was discharged. Johnson is about 60 years old, and is considered a bad character by the police authorities. He had been in police court before on a charge of indecent exposure, and numerous complaints of similar character have been made against him.

Five That Are Failures.

The following mismatched couples applied to the circuit court yesterday to have their marriages dissolved. Lillian Turkette wants a divorce from her husband, Charles Turkette. Dora Bargar is tired of the tie which binds her to Seth Bargar. Julia Phelps desires to be permanently separated from Franklin Phelps. Vera Leathers prays that the court give her a decree against her husband, Claude Leathers, and Jessie Smith is sick and weary of William T. Smith. She would appreciate a divorce.

Embezzled Wood.

Frank Perry, of Gaines township, was arrested yesterday by Deputy Sheriff Hacker on a charge of embezzlement. Perry was working for a farmer by the name of Bert Blain, and was engaged in hauling wood to the city. He failed to turn over the proceeds of his sales and Blain swore out a warrant from Justice Westfall's court for his arrest. The prisoner pleaded not guilty to the charge of embezzlement, and he was held to bail to appear in court March 3 for trial.

Hattie is Insane.

Hattie Baumgartel, the girl mentioned in Monday's HERALD as being slightly demented, and who was taken to the U. B. A. home for treatment, became unmanageable yesterday morning and she was removed from that institution in the patrol wagon and taken to the county jail for safe keeping. She will be examined with a view of having her placed in the Kalamazoo asylum. She is about 22 years of age, and has been employed as a domestic at several hotels in the city.

Taken from Evil Companions.

Pretty Maggie Dayton, arrested by Detective Kennedy at the instance of her mother, Tuesday night, was released from custody yesterday. The girl, who is only 15 years of age, related a sad story of how she had been ruined by a relative and gave the names of several other men who had been intimate with her. Mrs. Dayton said she would make complaint, but yesterday changed her mind and took her daughter out of the state.

Harford Perkins' Will.

In the probate court yesterday the will of the late Harford J. Perkins was filed and admitted to probate. The estate is estimated to be worth \$15,000 and is left to the widow and children. The will of the late Frank Childs was also filed. The entire estate, valued at \$5000, is left unconditionally to the widow. A petition was filed by R. J. Stebbins asking for the appointment of an administrator for the estate of Susan Brown, who was found in a cellar on Kent street in destitute circumstance. She left an estate valued at \$500.

Court Notes.

Geo. L. Williams, arrested on a charge of stealing chickens from John Ross in Gaines township, was arraigned before Justice DeWolf yesterday. The prisoner pleaded not guilty, and in default of bail was remanded to jail to appear for trial Monday at 9 a. m.

John H. Hewett of Williamston, Mass., began a suit in chancery in the circuit court yesterday against Peter A. Crowley and Ella Crowley to foreclose a mortgage for \$1,413 held by the complainant on property owned by the defendants in L. Porter's addition.

W. H. Scott and W. McNeal were committed to jail yesterday from police court for ten and fifteen days respectively for drunkenness, and a similar case against Fred Smith was adjourned until this morning.

F. W. Church, petty larceny, was adjourned till March 9, and Fred Thome and Fred Platte, saloon open Sunday, was adjourned till this morning at 9 o'clock.

Arie Schintema, sr., Arie Schintema, jr., and Bert Schintema were held for trial yesterday in police court on a charge of receiving stolen goods.

Bert Dokins, charged with vagrancy, had his case adjourned yesterday in police court until March 2 at 3 p. m.

The case against Jennie O'Donnell for intoxication was dismissed from police court yesterday.

LAW AND LAWYERS.

Superior Court.

JUDGE BURLINGAME.

In the matter of the opening of Bates street from Henry to East street, discontinued upon motion of the city attorney with costs to respondents.

In the matter of the opening of Bates street from East to Fuller street, jury selected and venire ordered returnable.

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3 lb can Golden Pumpkin. 10c per can; per doz. \$1.00

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3 lb can Yellow Peaches. 12c per can; per doz. \$1.50

2 lb can Sugar Corn, Lima Beans and String Beans. 8c per can; per doz. \$1.00

Very best quality of Sugar Corn, Lima Beans, String Beans and Peas. 12c per can; per doz. \$1.50

Large tins of Asparagus. Per tin, 30c

1 lb can Salmon. 12c per can; per doz. \$1.50

1 lb can Lobster. 20c per can; per doz. \$2.25

2 lb can Blackberries, Peas, Gooseberries, Raspberries and Strawberries. 10c per can; per doz. \$1.00

3 lb can California Apricots, Peas and Plums. 20c per can; per doz. \$2.00

Olives in bottles. 70c, 30c, 40c, 50c and 60c

Cross & Blackwell's Pickles. 10c, 15c, 20c, 25c, 30c, 40c, 50c and 60c

The best brands Olive Oil. 30c per pint; per quart, 60c

Duubar Schrimps. Per can, 20c

Imported Canned Mushrooms and French Peas. 10c and 20c per can

Olives in bulk. Per quart, 20c and 30c

Pickled Onions in bulk. Per quart, 20c

Best brands Catsup in bottles. Per bottle, 10c and 20c

Small Pickles, Mixed Pickles and Chow Chow. Per quart, 10c

Catsup in bulk. Per gallon, 50c

French Mustard in bulk. Per gallon, 30c

Eldam Cheese, "the very best." 90 cents

Norton's Pineapple Cheese. 50 cents

Mallard's Premium Chocolate. Per pound, 30c

Mallard's Cocoa. Half lb boxes, 20c

100 lbs Best Roller Process Flour. \$2.15

25 lbs Best Roller Process Flour. 58 cents

25 lbs Buckwheat Flour. 60 cents

23 lbs Granulated Sugar for 81.00

Water White Oil. Per gallon, 7c

8 lbs Rolled Oats for 25 cents

4 lbs Best Butter Crackers. 25 cents

Choice Butterine. Per pound, 10c

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